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IN THE UNITED STATES DISTRICT COURT

FOR THE DISTRICT OF OREGON

EUGENE DIVISION

**UNITED STATES OF AMERICA,**

Plaintiff,

vs.

**MICHAEL MALEKZADEH and  
BETHANY MOCKERMAN,**

Defendant.

Case No. 6:22-cr-00262-MC

**JOINT UNOPPOSED MOTION TO  
CONTINUE TRIAL DATE AND  
WAIVER OF SPEEDY TRIAL**

Defendants Michael Malekzadeh and Bethany Mockerman, by and through their attorneys, move this Court to continue the trial in this case, currently scheduled for March 29, 2023, for 6 months for a date on or after September 29, 2023, or other time convenient to this Court. The government does not oppose this continuance request.

This is defendants' first motion for a continuance. The continuance is necessary for the parties to continue to investigate the allegations, including working through complex forensic accounting issues and interviewing witnesses. Such work is necessary to adequately defend against the allegations in the case or reach a pre-trial resolution. Any resolution will require extensive negotiations on loss calculations and other nuanced issues that make this continuance necessary.

Defendants continue to fully comply with the receiver of Zadeh Kicks and the government to ensure all assets are safe and can be used to minimize any loss to investors and customers. As the market warrants it, the defendants have agreed to interim sales of assets to ensure the highest value can be recovered. As such, the continuance poses no risk for dissipation of assets.

Counsel for each defendant spoke to defendants and defendants understand their rights under the Speedy Trial Act and Constitution. Defendants consent to waive their right to a speedy trial and agrees that the continuance through September 29, 2023, constitutes excludable delay pursuant to 18 U.S.C. § 3161(h)(7)(A).

DATED this 13<sup>th</sup> day of March, 2023.

Respectfully submitted,

*s/ Joanna Perini-Abbott*

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